

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

CASE NO. **17-02625-EAG**

**ISRAEL ALEJANDRO RIGAU GARCIA**

**DEBTOR**

Chapter 13

**MOTION TO SUBMIT AN AMENDED CHAPTER 13 PLAN**

**TO THE HONORABLE COURT:**

**COME NOW**, debtor **ISRAEL ALEJANDRO RIGAU GARCIA** through the undersigned attorney and respectfully aver and pray:

1. The debtor is submitting an amended chapter 13 plan to provide that debtor will continue to make direct payments to DSO.

**WHEREFORE**, the debtor prays that the Court considers for confirmation the amended chapter 13 plan dated July 31, 2017.

**Certificate of Service:** I hereby certify that on this date, I have electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the Chapter 13 Trustee, Alejandro Oliveras, to all CM/ECF participants, and to all creditors as per the attached mailing list

.

In Yauco, Puerto Rico this 31 day of July 2017.

/s/ *Nydia Gonzalez Ortiz*

NYDIA GONZALEZ ORTIZ, ESQ

USDC-PR 124006

Attorney for Debtor

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UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE: **ISRAEL ALEJANDRO RIGAU GARCIA**

BK. CASE #

DEBTOR(S)

CHAPTER 13

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee:  
☒ directly ☐ by payroll deductions, as hereinafter provided in the PAYMENT PLAN SCHEDULE.  
 2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.  
☐ 3. The Confirmation Order will not vest property of the Estate on Debtor(s) until the Order discharging Debtor(s) is entered.

PLAN DATED: **July 31, 2017**

☐ AMENDED PLAN DATED: \_\_\_\_\_

☒ PRE ☐ POST-CONFIRMATION

FILED BY ☒ DEBTOR ☐ TRUSTEE ☐ UNSECURED CREDITOR

I. PAYMENT PLAN SCHEDULE

\$ **450.00** x **60** = \$ **27,000.00**  
 \$ **0.00** x **0** = \$ **0.00**  
 \$ **0.00** x **0** = \$ **0.00**  
 \$ **0.00** x **0** = \$ **0.00**  
 \$ **0.00** x **0** = \$ **0.00**  
 TOTAL = **60** = \$ **27,000.00**

Additional Payments:

\$ \_\_\_\_\_ to be paid as a LUMP SUM  
 within \_\_\_\_\_ with proceeds to come from

☐ Sale of property identified as follows:

☐ Other: \_\_\_\_\_

Periodic Payments to be made other than and in addition to the above.

\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_  
 To be made on: \_\_\_\_\_

PROPOSED PLAN BASE: \$ **27,000.00**

II. ATTORNEY'S FEES

To be treated as a § 507 Priority, and paid before any other creditor and concurrently with the Trustee's fees, unless otherwise provided:

a. Rule 2016(b) Statement: \$ **3,000.00**

b. Fees Paid (Pre-Petition): (\$ **320.00**)

c. R 2016 Outstanding balance: (\$ **2,680.00**)

d. Post Petition Additional Fees: \$ **0.00**

e. Total Compensation: \$ **3,000.00**

Signed: **/s/ ISRAEL ALEJANDRO RIGAU GARCIA**

DEBTOR

JOINT DEBTOR

III. DISBURSEMENT SCHEDULE SEQUENCE

A. SECURED CLAIMS: ☒ Debtor represents that there are no secured claims.

☐ Secured creditors will retain their liens and shall be paid as follows:

☐ ADEQUATE PROTECTION Payments: Cr. \_\_\_\_\_ \$ **0.00**

☐ Trustee will pay secured ARREARS:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_

Acct. \_\_\_\_\_ Acct. \_\_\_\_\_ Acct. \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

☐ Trustee will pay REGULAR MONTHLY PAYMENTS:

(please refer to the above related notice, for important information about this provision)

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_

Acct. \_\_\_\_\_ Acct. \_\_\_\_\_ Acct. \_\_\_\_\_

Monthly Pymt.\$ \_\_\_\_\_ Monthly Pymt.\$ \_\_\_\_\_ Monthly Pymt.\$ \_\_\_\_\_

☐ Trustee will pay IN FULL Secured Claims:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

☐ Trustee will pay VALUE OF COLLATERAL:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

☐ Secured Creditor's interest will be insured. INSURANCE POLICY will be paid through plan:

Cr. \_\_\_\_\_ Ins. Co. \_\_\_\_\_ Premium: \$ \_\_\_\_\_

(Please indicate in "Other Provisions" the insurance coverage period)

☐ Debtor SURRENDERS COLLATERAL TO Lien Holder:

☒ Debtor will maintain REGULAR PAYMENTS DIRECTLY to: **DSO PAYMENT**

B. PRIORITIES. The Trustee will pay §507 priorities in accordance with the law [§1322 (a)(2)].

☒ DEPARTAMENTO DE HACIENDA, INTERNAL REVENUE SERVICE

C. UNSECURED PREFERRED: Plan ☐ Classifies ☒ Does not Classify claims

☐ Class A: ☐ Co-debtor Claims: ☐ Pay 100% ☐ "Pay Ahead"

☐ Class B: ☐ Other Class:

Cr. ☐ Cr. ☐ Cr. ☐

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

D. GENERAL UNSECURED NOT PREFERRED: (Case Liquidation Value = **0.00**)

\$ \_\_\_\_\_

☐ Will be paid 100% plus \_\_\_\_% Legal Interest. ☒ Will be paid Pro-Rata from any remaining funds

OTHER PROVISIONS:

\* For additional other provisions, please see attachment sheet(s).

ATTORNEY FOR DEBTOR: **/s/ NYDIA GONZALEZ ORTIZ, ESQ.**

Phone: **787-267-2205/787-873-0206**

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**Chapter 13 Plan Continuation Sheet**

**Additional Other Provisions:**

Other provisions:

1)TAX REFUNDS IF ANY WILL BE DEVOTED EACH YEAR DURING THE COMMITMENT PERIOD TO FUND PLAN AND THE TENDER OF SUCH PAYMENT SHALL DEEM THE PLAN MODIFIED BY SAID AMOUNT, INCREASING THE BASE WITHOUT THE NEED OF FURTHER NOTICE ,HEARING OR COURT ORDER. IF NEED BY DEBTOR OF ANY PORTION OF SUCH REFUND DEBTOR SHALL SEEK COURT AUTHORIZATION PRIOR TO USE OF THESE FUNDS.